IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 2434 OF 2004

Shri Amit Bipin Kothari .. Petitioner

Vs.

Union of India & Anr. .. Respondents

Shri Gobindram D. Talreja & Associates
& Haresh Motwani for Petitioners.
Shri D.A. Nalawade, P.P., for Union of India.
Shri A.S. Shitole, APP.

CORAM: S.K. SHAH, J.

DATE : 26th April, 2006.

P.C.

By this petition filed under section 482 of Cr. P. C., the order of issue of process passed by the learned Magistrate is being challenged. However this order of issue of process is not challenged before the Sessions Court. When the alternative efficacious remedy is available to the Petitioner the same should be exhausted. The petition is therefore dismissed with liberty to file the same before the Sessions Court. The revision if filed before the Sessions Court the same shall be decided on merits.

(S. K. SHAH, J)